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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/791,557	03/02/2004	Marufa Kaniz	H1248	3296
29393	7590	04/01/2008		
ESCHWEILER & ASSOCIATES, LLC NATIONAL CITY BANK BUILDING 629 EUCLID AVE., SUITE 1000 CLEVELAND, OH 44114			EXAMINER GEE, JASON KAI YIN	
			ART UNIT 2134	PAPER NUMBER
			NOTIFICATION DATE 04/01/2008	DELIVERY MODE ELECTRONIC

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

Docketing@eschweilerlaw.com

### Office Action Summary

**Application No.**

10/791,557

**Applicant(s)**

KANIZ ET AL.

**Examiner**

JASON K. GEE

**Art Unit**

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 23 January 2008.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-10 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-10 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-946)
- 3) ☐ Information Disclosure Statement(s) (PTO/SE/US)  
Paper No(s)/Mail Date \_\_\_\_\_
- 4) ☒ Interview Summary (PTO-413)  
Paper No(s)/Mail Date \_\_\_\_\_
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: \_\_\_\_\_

***DETAILED ACTION***

1. This action is response to communication: amendment filed on 01/23/2008 with acknowledgement of filing date of 03/03/2004.
2. Claims 1-10 are currently pending in this application. Claim 1 is an independent claims.
3. No new IDS was received for this application.

***Claim Rejections - 35 USC § 112***

4. The previous 112 claim rejections have been withdrawn in response to applicant's amendment and arguments.

***Claim Rejections - 35 USC § 103***

5. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

6. Claims 1-5 rejected under 35 U.S.C. 103(a) as being obvious over Pham US Patent Application Publication 2003/0115447 (hereinafter Pham), in view of Minami et al. US Patent Application Publication 2004/0062267 (hereinafter Minami), and further in view of Bolt et al. US patent Application Publication 2004/0243745 (hereinafter Bolt).

As per claim 1, Pham teaches a network interface system for interfacing a host system with a network to provide outgoing data from the host system to the network and to provide incoming data from the network to the host system, the network interface system comprising: a bus interface system adapted to be coupled with a host bus in the host system and transfer data between the network interface system and the host system (paragraphs 45 and 46, wherein bus interface are the iSCSI, and connects to the host systems and media controllers; and Figure 1, where a host connects with media controllers via the iSCSI); a media access control system adapted to be coupled with the network and to transfer data between the network interface system and the network (Figure 1, 7), paragraph 19, and throughout the reference; a memory system coupled with the bus interface system and the media access control system, the memory system being adapted to store incoming and outgoing data being transferred between the network and the host system (paragraph 19, 47, and throughout the reference); and a security system coupled with the memory system, the security system being adapted to selectively encrypt outgoing data and to selectively decrypt incoming data (paragraph 19, 47, 61, 78, 83, 108), wherein the security system comprises two processors for encrypting the outgoing data (paragraphs 78, 80, also Figure 3 with cryptoprocessors 72 and also Figure 7 with crypto engines 144), the two processors each being operable independent of one another to encrypt the outgoing data (Figure 7, in which they are not dependent on each other, also paragraph 61 and 62).

However, at the time of the invention, Pham does not explicitly teach the use of bus interfaces connected to a host bus. Pham teaches iSCSI, which is an example of a bus interface, which inherently connects to busses. iSCSI as a bus interface is shown throughout Bolt, such as in paragraphs 10, 21, and 34.

However, at the time of the invention, Pham does not explicitly teach wherein the security system is configured to send outgoing data packets alternately to one or the other processor for encryption. This is taught by Minami though, in paragraph 1746.

At the time of the invention, it would have been obvious to one of ordinary skill in the art to combine the Pham and Bolt references. Pham teaches parts connected to each other, but does not explicitly cite buses. However, Pham uses the term buses to show the connections throughout a computer system, including which a bus interface may be an iSCSI. These bus interfaces, as shown throughout Pham, connect systems together to allow them to communicate. Utilizing these type of bus interfaces allow compression of data in parallel, as well as continuous streaming of data (paragraph 10).

At the time of the invention, it would have been obvious to one of ordinary skill in the art to combine the Pham and Minami references. One of ordinary skill in the art would have been motivated to perform such an addition to provide high network communication speed being able to further adopt to multiple communication protocols. This is taught by Minami in paragraph 15.

As per claim 2, Pham teaches throughout the reference wherein the two processors are also operable to authenticate the outgoing data (paragraphs 10, 48, 49, and 78).

As per claim 3, Pham teaches wherein the two processors are functionally identical (paragraphs 76 and 78, and also paragraphs 61, wherein processors are all the same).

As per claim 4, Pham does not explicitly teach wherein multiple buffers coupled to the multiple processors. However, this would have been obvious. Buffers are taught throughout Bolt, such as in paragraphs 37, 45, and 48, and they are used to temporarily store memory that is to be processed. At the time of the invention, it would have been obvious to one of ordinary skill in the art to implement multiple buffers for the multiple processors. As there are two processors both processing data in Pham, it would be obvious to attach a buffer to each processor, so as to manage the data flow to each processor. By managing the data flow to the processors, the system can operate more smoothly. Data buffers are known in the art to temporarily store information, and it would be obvious to store data/packets when this data is going to be subsequently used.

Claim 5 is rejected using the same basis of arguments used to reject claim 4 above. Although claim 4 discusses input buffers, output buffers are used in the same way to temporarily store information that is going to be used subsequently, in order to allow the data to flow smoothly.

As per claim 9, Minami teaches wherein the security system further comprises a processor to selectively decrypt incoming data, wherein the security system comprises more than one processor for encrypting and authenticating outgoing data and one processor for decrypting incoming data (paragraphs 1763-1766 and 1744-1746).

7. Claims 6 and 8 are rejected under 35 U.S.C. 103(a) as being obvious over Pham, Minami, and Bolt, as applied above, and further in view of Liu et al. US Patent Application Publication 2003/0169877 (hereinafter Liu)

As per claim 6, Minami teaches ESP encryption, authentication, and AH authentication throughout the reference (paragraphs 1605-1621 and more). However, the combination does not explicitly teach pipelines for ESP encryption, ESP authentication, and AH authentication. Pipelining in processors is inherent, if not obvious, and Liu teaches this throughout the reference, for example, in paragraphs 36, 40, 42, claim 1, etc..

At the time of the invention, it would have been obvious to one of ordinary skill in the art to include combine the Pham combination with Liu. One of ordinary skill in the art would have been motivated to perform such an addition to improve the efficiency of encryption and authentication in the IPSEC implementation in order to handle the obvious overhead on the network (paragraph 12).

As per claim 8, pipelining processors regarding encryption algorithms are taught throughout Liu. Further, the DES-CBC, 3DES-CBC, and the AES-CBC encryption algorithms are taught throughout Minami, such as in paragraph 1597.

8. Claim 7 is rejected under 35 U.S.C. 103(a) as being obvious over Pham, Minami, Bolt, and Liu as applied above, and further in view of Buer US Patent Application Publication 2004/0128553 (hereinafter Buer).

As per claim 7, the Pham combination teaches pipelining throughout Liu, but does not explicitly teach the HMAC-MD5-96 algorithm or the HMACH-SHA-1-96 algorithm. However, Buer teaches this, in paragraph 133.

At the time of the invention, it would have been obvious to one of ordinary skill in the art to include the HMAC-MD5-96 or the HMAC-SHA-1-96 algorithm. Both these algorithms are well known in the art, and as the Pham combination is not restrictive on the algorithms used, it would have been obvious to substitute other algorithms for the ones already taught. Further, one of ordinary skill in the art would have been motivated to perform such an addition to improve packet processing techniques and to support secured data transmission over data networks (Buer paragraph 12)

9. Claim 10 is rejected under 35 U.S.C. 103(a) as being obvious over Pham, Minami, and Bolt, as applied above, and further in view of Patt, Patel, Evers, Friendly, and Start's "One Billion Transistors, One Uniprocessor, One Chip" (hereinafter Patt).

As per claim 10, the Pham combination does not explicitly teach wherein the bus interface system, the media access control system, the memory system, and the security system, are included within a single integrated circuit. However, Patt discusses



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throughout the article that it is well known in the art and would be beneficial to put multiple computing devices onto one chip. For example, this is taught on page 51.

At the time of the invention, it would have been obvious to one of ordinary skill in the art to combine the teachings of Pham with Patt. One of ordinary skill in the art would have been motivated to perform such an addition to achieve higher performance by keeping latency to a minimum, by locating on the same chip as many as possible of the structures necessary to support a high-performance uniprocessor. Patt teaches this on page 51.

### ***Conclusion***

Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the date of this final action.

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10.

11. Any inquiry concerning this communication or earlier communications from the examiner should be directed to JASON K. GEE whose telephone number is (571)272-6431. The examiner can normally be reached on M-F, 7:00 am to 4:30 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Kambiz Zand can be reached on (571) 272-38113811. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

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